

Court of Appeals, State of Michigan

ORDER

People of MI v Ashraf Anwar Farag

Docket No. 258798

LC No. 2003-189942-FH

Henry William Saad
Presiding Judge

Mark J. Cavanagh

Pat M. Donofrio
Judges

Pursuant to MCR 7.205(D)(2), the Oakland Circuit Court's November 6, 2003 order is VACATED IN PART to the extent it dismissed the criminal charge against defendant with prejudice. While dismissal may have been warranted, there appears to be no basis for a dismissal with prejudice. *People v Lett*, 466 Mich 206; 644 NW2d 734 (2002); *People v Robbins*, 223 Mich App 355; 566 NW2d 49 (1997).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR - 7 2005

Date

Sandra Schultz Mengel
Chief Clerk